



12-06-02

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Practitioner's Docket No. 67114/99-156

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Paul David MOONEY

Application No.: 09/477,572

Group No.: 3763

Filed: 01/04/2000

Examiner: Manuel A. Mendez

Confirmation No.: 9431

For: CATHETER INCLUDING TEXTURED INTERFACE

Commissioner for Patents  
Washington, D.C. 20231

RECEIVED

DEC 10 2002

TECHNOLOGY CENTER R3700

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 1.191)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed June 5, 2002, finally rejecting claims 1, 5-8 and 10-18.

## 1. STATUS OF APPLICANT

This application is on behalf of a small entity. A statement was already filed on January 4, 2000.

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**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***  
(When using Express Mail, the Express Mail label number is *mandatory*;  
*Express Mail certification is optional.*)

I hereby certify that, on the date shown below, this correspondence is being:

## MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Washington D.C. 20231

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10\*

☐ with sufficient postage as first class mail.

☒ as "Express Mail Post Office to Addressee"

Mailing Label No. EV132686870US (mandatory).

## TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

12/09/2002 AWONDAF1 00000071 09477572

01 FC:2401  
02 FC:2253160.00 OP  
460.00 OP

Date: December 5, 2002

Signature

SCOTT R. ZINGERMAN

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Appeal Brief is:

Small entity \$160.00

Notice of Appeal fee due \$160.00

**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee \$460.00

If an additional extension of time is required, please consider this a petition therefor.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$160.00

Extension fee \$460.00

**TOTAL FEE DUE \$620.00**

**5. FEE PAYMENT**

Attached is a check in the amount of \$620.00.

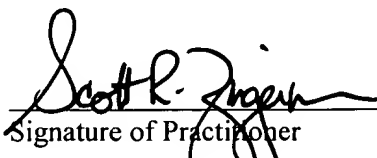
A duplicate of this transmittal is attached.

**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 06-0540.

Date: December 5, 2002

Reg. No.: 35,422  
Tel. No.: (918) 599-0621  
Customer No.: 22206

  
\_\_\_\_\_  
Signature of Practitioner  
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